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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.: 10/605,039
Applicants: Jacobson et al.
Confirmation No.: 2038
Filed: September 3, 2003
Group Art Unit: 3742
Examiner: Paschall, Mark H.

Attorney Docket No.: H-355
Customer No.: 26245

Cambridge, Massachusetts
July 21, 2004

REQUEST FOR CORRECTION OF ELECTRONIC FILE WRAPPER

Mail Stop Amendment
Commissioner of Patents and Trademarks
P.O. Box 1450
Alexandria VA 22313-1450

Via facsimile to 703-872-9306

Sir:

As indicated by the Office Action (later withdrawn) mailed March 10, 2004 in connection with the above application, some confusion appears to have occurred between the present application and Application Serial No. 10/065,038 being handled by the same Examiner. A review today of the Electronic File Wrapper by the undersigned attorney (the present application has no physical file wrapper) indicates that certain documents are present in the File Wrapper of this application in error, since they relate to the aforementioned Application Serial No. 10/065,038. In particular, the following documents present in the File Wrapper do not relate to this application:

- (a) Examiner Search Notes dated 03/03/2004;
- (b) List of References cited by Applicant, dated 03/10/2004;
- (c) List of References cited by Examiner, also dated 03/10/2004;
- (d) Application Data Sheet, also dated 03/10/2004; and
- (e) NPL documents, also dated 03/10/2004;

Jacobson et al.
Serial No. 10/605,039
Request for Correction of Electronic File Wrapper
Page 2

Since the presence of these documents is potentially prejudicial to the applicants (for example, by indicating that certain documents were cited in the prosecution of this application when in fact they were not), and are also prejudicial to the applicant of Application Serial No. 10/065,038, since they make available to the public documents which the Office is required to keep confidential under 35 USC 122, it is respectfully requested that the Office purge the above documents from the File Wrapper and review the File Wrapper to determine if any other documents are erroneously included therein.

The undersigned attorney does not have access to the File Wrapper of the aforementioned Application Serial No. 10/065,038, which has not yet been published, but respectfully suggests that this File Wrapper also be reviewed for errors.

Respectfully submitted



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